

## FILING RECEIPT PLEASE DATE STAMP AND RETURN TO US - BOX 235X

In re application of

Toshihiko OKAMOTO, et al.

Appln. No.: 10/533,309

Confirmation No.: 4780

Filed: January 5, 2006

For: CURABLE COMPOSITION AND METHOD FOR IMPROVING RECOVERY

PROPERTIES AND CREEP PROPERTIES

PAPER(S) FILED ENTITLED:

1. Request for Corrected Official Filing Receipt

2. Marked up copy of Official Filing Receipt

3. Copy of original Declaration filed January 5, 2006

4. Copy of original Assignment filed January 5, 2006

SUGHRUE MION, PLLC

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**WASHINGTON OFFICE** 

23373

**CUSTOMER NUMBER** 

DOCKET NO.: Q87635 ATTORNEY/SEC: SIL/dmr

Group Art Unit: 1734

Examiner: Unknown

Date Filed: March 27, 2006

# PE 4000 WAR 27 7006 W

#### PATENT APPLICATION

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q87635

Toshihiko OKAMOTO, et al.

Appln. No.: 10/533,309

Group Art Unit: 1734

Confirmation No.: 4780

Examiner: Unknown

Filed: January 5, 2006

For:

CURABLE COMPOSITION AND METHOD FOR IMPROVING RECOVERY

PROPERTIES AND CREEP PROPERTIES

#### REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

ATTN: Office of Initial Patent Examination

Filing Receipt Correction

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

We enclose a copy of the Official Filing Receipt for the above-identified application and request the following corrections:

#### Applicant(s)

Toshihiko Okamoto, Hyogo, JAPAN

Katsuyu Wakabayashi, Hyogo, JAPAN

Hiroshi Ito, Hyogo, JAPAN

Hiroshi Ando, Hyogo, JAPAN

Assignment for Published Patent Application: Kaneka Corporation

Verification for the requested corrections is indicated on the Declaration and Assignment, both of which were filed January 5, 2006.

Respectfully submitted,

SUGHRUE MION, PLLC Telephone: (202) 293-7060

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WASHINGTON OFFICE 23373

**CUSTOMER NUMBER** 

Date: March 27, 2006

Sheldon I. Landsman

Registration No. 25,430



#### UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS PO. Day 1450 Alexandria, Virginia 22313-1450

					<b>.</b>		
APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/533 309 5	/01/05/2006	/ 1734	4740 v	097635		30	7

**CONFIRMATION NO. 4780** 

**FILING RECEIPT** 

\*OC000000018207623\*

23373 SUGHRUE MION, PLLC 2100 PENNSYLVANIA AVENUE, N.W. SUITE 800 WASHINGTON, DC 20037

Date Mailed: 03/06/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Toshihiko Okamoto, Hyogo, JAPAN; Hiroshi Ho, Hyogo, JAPAN Katsuyu Wakabayashi, Hyogo, JAPAN; Hiroshi Ando, Hyogo, JAPAN MMCN+ For Published Patent Application: Kaneka Corp. HSSignment for

Power of Attorney: The patent practitioners associated with Customer Number 23373

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP03/13498 10/22/2003

Foreign Applications

JAPAN 2002-319335 11/01/2002 JAPAN 2002-364490 12/16/2002

Projected Publication Date: 06/15/2006

Non-Publication Request: No

Early Publication Request: No

Title

#### **Preliminary Class**

156

#### PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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Docket	No.:	_
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### DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 C.F.R. 1.63)

## 実用・意匠特許出願宣言書および委任状 (37 C.F.R. 1.63)

Japanese Language Declaration				
・ 私は以下の通り宣言します:	I hereby declare that:			
各発明者の住所、郵送先、および国籍は下記氏名の後 に記載された通りです。	Each inventor's residence, mailing address, and citizenship are as stated below next to their name.			
下記名称の発明に関し請求範囲に記載され特許出願が されている発明内容につき、下記に記載された発明者 が本来かつ最初の発明者であると信じます。	I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:			
	CURABLE COMPOSITION AND METHOD FOR			
	IMPROVING RECOVERY PROPERTIES AND CREEP			
	PROPERTIES			
<ul><li>上記発明の明細書は本書に添付されます。</li></ul>	the specification of which is attached hereto			
または	OR			
□ 上記発明は米国出願番号あるいは PCT 国際出願番号	was filed on October 22, 2003 as United States Application Number or PCT International Application Number PCT/JP2003/013498 (Confirmation No), and was amended on(if applicable).			
私は補正が上に明示された場合は補正された特許請求 範囲を含む前記明細書の内容を検討し、理解している ことをここに表明します。	I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.			
私は一部継続出願の場合先行出願の出願日から一部継続出願の国内あるいは PCT 国際出願日までの期間中に入手された重要な情報を含み、37 C.F.R. 1.56 に定義される特許性に肝要な情報について開示義務があることを認めます。	I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part application(s), material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.			

#### Japanese Language Declaration

私は35 U.S.C. 119(a)-(d) あるいは (f)、または365(b) に基づき特許、発明者、あるいは植物育種家証書の下記 外国出願、または365(a)に基づきアメリカ合衆国以外の 少なくとも1ヶ国を指定した下記 PCT 国際出願について の外国優先権特典をここに主張するとともに、下記項目 にx印を付けることにより優先権を主張する出願以前の 出願日を有する特許、発明者、あるいは植物育種家証書 の外国出願または PCT 国際出願を示します。

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before that of the application on which priority is claimed.

	Prior Foreign Application Numbe 先行外国出願番号	er(s)		Priority C 優先権の Yes	)主張? No
	2002-319335 (Application Number) (出願番号)	Japan (Country) (国名)	November 1, 2002 (Filing Date) (出願日)	有り 図	無し
	2002-364490 (Application Number) (出願番号)	Japan (Country) (国名)	December 16, 2002 (Filing Date) (出願日)	$\boxtimes$	
	私は 35 U.S.C. 119(e)に基づき 内優先権をここに主張します。		I hereby claim domestic priority under 35 U. United States provisional application(s) listed		e) of any
•	(Application Number) (出願番号)	(Filing Date) (出願日)			
٠	(Application Number) (出願番号)	(Filing Date) (出願日)			
	私は 35 U.S.C. 120 に基づき	下記米国特許出願、あるい	I hereby claim benefit under 35 U.S.C. 120 of	any Unite	ed States

は 365(c)に基づき米国を指定する下記 PCT 国際出願の利 益をここに主張し、本特許出願内特許請求範囲の各項目 の内容が 35 U.S.C. 112 の最初の項に規定される方法に より先行米国あるいは PCT 国際特許出願で開示されてい ない限りにおいて 37 C.F.R. 1.56 に定義される本出願 の特許性に肝要で、先行特許出願の出願日から本特許 出願の国内あるいは PCT 国際出願日までの期間中に入 手された情報について開示義務があることを認めま す。

Prior U.S. or International Application Number(s) 先行米国あるいは国際出願番号

(出願番号)

(Application Number) (Filing Date) (出願番号) (出願日) (Application Number) (Filing Date)

(出願日)

私は本宣言書内で私自身の知識に基づいてなされたすべ ての陳述が真実であり、情報および信ずるところに基づ いてなされたすべての陳述が真実であると信じられてい ることをここに宣言し、さらに故意になされた虚偽の陳 述等々は 18 U.S.C. 1001 に基づき罰金あるいは拘禁また は両方による処罰にあたり、またかような故意による虚 偽の陳述はそれに基づく特許出願あるいは成立特許の有 効性を危うくする可能性があることを認識した上でこれ らの陳述をなしたことを宣言します。

. 120 of any United States application(s) or 365(c) of any PCT international application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge my duty to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Status: patented, pending, abandoned) (状態:特許成立済、係属中、放棄済)

(Status: patented, pending, abandoned) (状態:特許成立済、係属中、放棄済)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### Japanese Language Declaration

委任状:私は下記の米国特許商標局 (USPTO) 顧客番号のもとに記載される SUGHRUE MION 法律事務所のすべての弁護士を、同顧客番号のもとに記載される個々の弁護士は Sughrue Mion 法律事務所のみの自由裁量に基づき変更され得ることを認識した上で、本特許出願の手続きおよびそれに関わる米国特許商標局との業務を遂行する弁護士として指名し、本特許出願に関するすべての通信が同 USPTO 顧客番号のもとに提出された住所宛に送付されることを要請します。

POWER OF ATTORNEY: I hereby appoint all attorneys of SUGHRUE MION, PLLC who are listed under the USPTO Customer Number shown below as my attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Sughrue Mion, PLLC, and request that all correspondence about the application be addressed to the address filed under the same USPTO Customer Number.

## STATEMENT OF ACCURATE TRANSLATION IN ACCORDANCE WITH 37 C.F.R. §1.69(b):

The declaration and power of attorney is an accurate translation of the corresponding English language declaration and power of attorney.

Signature

Date

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

電話連絡は下記へ:

SUGHRUE MION, PLLC (202) 293-7060

Direct Telephone Calls to:

SUGHRUE MION, PLLC (202) 293-7060

NAME OF SOLE OR FIRST INVENTOR: 唯一あるいは第一の発明者名				
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合]) Toshihiko	Family Name or Surname 姓	ОКАМОТО		
Inventor's signature 発明者の署名 てoshihi ko Okamoto	Date 日付	April 20, 2005		
Residence: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasago-cho, Takasago-cho, To 0027 Japan	akasago-shi, Hyogo 676-	Citizenship 国籍 Japan		
Mailing Address: 郵送先: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasago	-cho, Takasago-shi, Hyogo 67	76-0027 Japan		
NAME OF SECOND INVENTOR: 第二の発明者名:				
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合]) Katsuyu   Family Name or Surname  姓 WAKABAYASHI				
Inventor's signature 発明者の署名 Katsu viu Waka bayashi 日付 Apri/21,2005				
Residence: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasago-cho, Ta 0027 Japan	akasago-shi, Hyogo 676-	Citizenship 国籍 Japan		
Mailing Address: 郵送先: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasago-cho, Takasago-shi, Hyogo 676-0027 Japan				

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NAME OF THIRD INVENTOR: 第三の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合]) Hiroshi	Family Name or Sur 姓	name	ITO
Inventor's signature 発明者の署名		Date 日付	May 6, 2005
Residence: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasago-cho, 7 0027 Japan	Γakasago-shi, Hyogo 6	76-	Citizenship 国籍 Japan
Mailing Address: 郵送先: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasag	o-cho, Takasago-shi, H	Iyogo 6	76-0027 Japan
NAME OF FOURTH INVENTOR: 第四の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合]) Hiroshi	Family Name or Sur 姓	name	ANDO
Inventor's signature 発明者の署名		Date 日付	May 11,2005
Residence: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasago-cho, Taka	akasago-shi, Hyogo 6°	76-	Citizenship 国籍 Japan
Mailing Address: 郵送先: c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasage	o-cho, Takasago-shi, H	Iyogo 6'	76-0027 Japan
NAME OF FIFTH INVENTOR: 第五の発明者名:		<u> </u>	
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Sur	name	
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:			
NAME OF SIXTH INVENTOR: 第六の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Sun 姓	name	
Inventor's signature 発明者の署名	,	Date 日付	
Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:			
NAME OF SEVENTH INVENTOR: 第七の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Surr 姓	name	•
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:	,		

NAME OF EIGHTH INVENTOR: 第八の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Su 姓	mame	
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:	···		Citizenship 国籍
Mailing Address: 郵送先:			
NAME OF NINTH INVENTOR: 第九の発明者名:		-	
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Sui 姓	mame	
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:		·	Citizenship 国籍
Mailing Address: 郵送先:			
NAME OF TENTH INVENTOR: 第十の発明者名:	, , , , , , , , , , , , , , , , , , , ,		,
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Sur 姓	пате	
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:			Citizenship 国籍
Mailing Address: · 郵送先:			
NAME OF ELEVENTH INVENTOR: 第十一の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Sur 姓	name	
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:			
NAME OF TWELFTH INVENTOR: 第十二の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Sun姓	name	
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:			

	<del></del>		
NAME OF INVENTOR: 第 の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Surn 姓	ame	
Inventor's signature 発明者の署名		Date ∃付	
Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:			
NAME OF INVENTOR: 第 の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Surna 姓	ame	
Inventor's signature 発明者の署名		Date 日付	
Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:			
NAME OF INVENTOR: 第 の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Surna 姓	ıme	
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Residence: 住所:			Citizenship 国籍
Mailing Address: 郵送先:		· · · · · · · · · · · · · · · · · · ·	
NAME OF INVENTOR: 第 の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Surna 姓	me	
Inventor's signature 発明者の署名		ate 付	
Residence: 住所:			itizenship 回籍
Mailing Address: 郵送先:			
NAME OF INVENTOR: 第 の発明者名:			
Given Name (first and middle [if any]) 名 (名およびミドルネーム[該当する場合])	Family Name or Surnar 姓	me	
Inventor's signature 発明者の署名	Da 日1		
Residence: 住所:			itizenship 籍
Mailing Address: 郵送先:			
	<del> </del>		· · · · · · · · · · · · · · · · · · ·

## Supplemental Priority Data Sheet 優先権に関する追補データシート

Application Number(s) 出願番号	Country 国名	Filing Date 出願日	Priority Claimed? 優先権の主張? Yes No
			有り 無し 日日日日日日日日日日日日日日日日日日日日日日日日日日日日日日日日日日日
litional provisional applications 印的仮出願: Application Numbe 出願番号		Filing 出籍	
itional U.S. or International app i的米国または国際出願:	plications:		
Application Number(s) 出願番号	Filing Date 出願日	Status: pa (状態:特	atented, pending, abandoned 許成立済、係属中、放棄済

#### Assignment

Whereas, I/We, Toshihiko OKAMOTO, Katsuyu WAKABAYASHI, Hiroshi ITO, and Hiroshi ANDO, citizens of Japan, residing at c/o Kaneka Corporation, 1-8, Miyamae-cho, Takasago-cho, Takasago-shi, Hyogo 676-0027 Japan, respectively, hereinafter called assignor(s), have invented certain improvements in

CURABLE COMPOSITION AND METHOD FOR IMPROVING RECOVERY PROPERTIES AND CREEP PROPERTIES

and executed an application for Letters Patent of the United States of America therefor on ;; and

Whereas, KANEKA CORPORATION, 2-4, Nakanoshima 3-chome, Kita-ku, Osaka-shi, Osaka 530-8288 Japan (assignee), desires to acquire the entire right, title, and interest in the application and invention, and to any United States patents to be obtained therefor;

Now therefore, for valuable consideration, receipt whereof is hereby acknowledged,

I/We, the above named assignor(s), hereby sell, assign and transfer to the above named assignee, its successors and assigns, the entire right, title and interest in the application and the invention disclosed therein for the United States of America, including the right to claim priority under 35 U.S.C. §119, and I/we request the Director of the U.S. Patent and Trademark Office to issue any Letters Patent granted upon the invention set forth in the application to the assignee, its successors and assigns; and I/we will execute without further consideration all papers deemed necessary by the assignee in connection with the United States application when called upon to do so by the assignee.

I/We hereby authorize and	d request our attorneys SUGHRUE MION, PLLC of 2100
Pennsylvania Avenue, NW, Wasl	hington, DC 20037-3213 to insert here in parentheses
(Application number	and Confirmation number
, fil	ed \the application
number and filing date of said ap	plication when known.
Date: April 20, 2005	Toshihiko Okamoto s/Toshihiko OKAMOTO
·	s/ Toshihiko OKAMOTO
Date: April 21, 2005	Katsuyu Wakabayashi s/Katsuyu WAKABAYASHI
·	s/Katsuyu WAKABAYASHI
Date: May 6, 2005	Hiroshi Ito
/ '	s/ Hiroshi ITO
Date: May 11, 2005	Hiroshi ando
•	s/ Hiroshi ANDO

(Legalization not required for recording but is prima facie evidence of execution under 35 U.S.C. §261)